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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Greenberg, et al.

Art Unit:

3766

Application No.:

10/820,240

Examiner:

J.L. Reidel

Filed:

April 6, 2004

Confirmation No.: 7467

Docket No.:

S293-USA

Customer No.:

28284

For:

Retinal Prosthesis with Side Mounted Inductive Coil

Commissioner for Patents P. O. Box 1450

Alexandria VA 22313-1450

Certificate of Transmission

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On April 5, 2007

O NOTICE OF ALLOW

Dear Sir:

In response to the Notice of Allowability mailed January 16, 2007, Item 1, enclosed is a newly executed Declaration respectfully submitted. The Declaration is executed by all of the inventors:

> Robert J. Greenberg Da-Yu Chang Rajat Agrawal Brian V. Mech Mark S. Humayun James Singleton Little Kevin Wilkin

Applicants submit that the enclosed declaration replaces the declaration filed October 16, 2006. The declaration filed October 16, 2006 was not signed by the inventors Rajat Agrawal and Mark S. Humayun, who signed the original Declaration filed April 6, 2004.

It has been found that the Declaration as filed on October 16, 2006, through error and without deceptive intent, improperly set forth the inventorship, and accordingly, this

Application No. 10/820,240

application has been corrected by submitting the appropriate Declaration. The application is now in compliance with 37 CFR 1.48(a).

Regarding Item 2 of the Notice of Allowability, Applicants agree with Examiner's amendment in claims 10, 15, 36, 41, 44 and 45.

The patent application is now in condition of issuance with claims 10, 15, 36, 41-42 and 44-45.

Respectfully submitted,

April 5, 2007

Tomas Lendvai, Ph.D. Reg. No. 57,488 Second Sight Medical Prod

Second Sight Medical Products, Inc. 12744 San Fernando Road, Building 3 Sylmar CA 91342

Phone (818) 833-5072 Fax (818) 833-5080

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Attorney Docket

	DECLARATION FOR UTILITY OR DESIGN					Number						
						First Named Inventor Greenberg, et al.						
	PATENT APPLICATION						COMPLETE IF KNOWN					
	(37 CFR 1.63)					Application Number 10/820,240						
	Declaration			Declaration		Filing Da	ite	<del></del>	5, 2004	<del> </del>		
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	Filing (37 CFR 1.16 (e)) required)					Examine	r Name	Jessia	a L. Reidel			
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<b>✓</b>	was filed on (M	M/DD/Y	<b>YYY</b> ).	<u> </u>	April 6, 2004	as Un	ited States Ap	plication	Number or F	CT International		
Applic	ation Number	10	/820,240	,	and was amended	on (MM/	DD/YYY)	2/1/06	; 4/19/06 &	11/6/06 (if applicable).		
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[Page 1 of 2]
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NAME OF SOLE OR FIRST INVENTOR:  A petition has been filed for this unsigned	
Given Name (first and middle [if any]) Family Name or Surname	
Robert J. Greenberg, M.D., Ph.D.	-
Inventor's Signature Robert for them	Date ,
Residence: City Stafe Country Citizensh	3/5/07
os Angeles California USA US	, , <u>, , , , , , , , , , , , , , , , , </u>
Mailing Address 431 Wild Oak Drive	, ,
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os Angeles California 90068 USA	, ,

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DECLARATION		ADDITION Supplements	AL INVENTOR(S)	Page 2 of 2			
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Name of Additional Joint Inventor, if an	y:	A petitio	on has been filed for this	unsigned inventor			
Given Name (first and middle (if any	))	Family Name	or Surname				
Đạ-Yu		Chang					
Inventor's Da-Yn Chang				>007/03/06 Date			
Rowland Heights	California	Us	<b>i</b> A	Taiwan			
Residence: City	c	cuntry	Citizenship				
18559 E. Stonegate Lane Mailing Address							
Rowland Heights	California		91748	USA			
City	State		Zip	Country			
Name of Additional Joint Inventor, if an	y:	A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any)	)	Family Name or Surname					
Rajat		Agrawal					
Inventor's Signature		Date					
Rediands	Cellfornia		USA	india			
Residence: City	State		Country	Citizenship			
77 Price Street, Unit D							
Mailing Address							
Redlands	California		92373	USA			
City	State	<u> </u>	Zip	Country			
Name of Additional Joint Inventor, if any	<i>/</i> :	A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Brian V.		Mech, Ph.D.					
Inventor's Signature	`			Date			
Stevenson Ranch	California	•	USA	Canada			
Residence: City.	State		Citizenship				
25061 Riverwalk Lene							
Mailing Address							
Stevenson Ranch City	California State		91381 Zlp	USA Country			

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DECLARATION	Supplemental Sheet Page 2 of 2				of <u>2</u>		
Name of Additional Joint Inventor, if an	y:	A pet	tition ha	as been filed for this u	ınsigne	d inventor	
Given Name (first and middle (if any	Family Nan	ne or Si	urname				
Da-Yu	Chang					- ···· , <u></u> · <del>-</del> -·	
inventor's Signature				Date			
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Rajet	Agrawal						
Inventor's Signature				·	Date		
Rediands	Celifornia	USA			India		_
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Brien V.	Mech, Ph.D.						
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Name of Additional Joint Inventor		A pelli	A pelition has been filed for this unsigned inventor					
Given Name (first and middle	(if eny))		Family Name or Surname Humayun, M.D., Ph.D.					
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Inventor's Signature —	-			3/2/127				
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Residence: City 1757 Sloepy Hollow Place	State		SA Country	US Citizenship				
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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 2						
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Name of Additional Joint Inventor, if an	y:	A petiti	on has been filed fo	or this unsigned	inventor		
Given Name (first and middle (if any)	1	Family Name	or Surname				
Mark S.		Humayun, M.D.,	, Ph.D.				
Inventor's Signature				Darte			
Glendale Residence: City	Celifornia State	USA Country		US Citiza	enship		
2757 Sleepy Hollow Place							
Mailing Address	<del>,</del>			-			
Glendale	Celifornia		91206	USA			
City	State		Zip	Coun	try		
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Given Name (first and middle (if any)	·	Family Name or Surname					
James Singleton		Little	Little				
Inventor's Samuelingletan fil	tl_	2 - 28 - 200 7 Date					
Saugus	California		USA		us		
Residence: City	State		Country		Citizenship		
21674 Agajanlan Lene Mailing Address							
Saugus	California		91350	USA			
City	State		Zlp	Count	ту		
Name of Additional Joint inventor, if any	r:	A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))	Family Name or Surname						
Kevin	Wilkin						
Inventor's Signature				Date			
Velencia	USA			U\$			
Residence: City 24690 Golfview Drive	State		Country		Citizenship		
Malling Address	•						
	California		91355				
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